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**FILED**

NOV 30 2010

RICHARD W. WIEKING  
CLERK U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE

10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN JOSE DIVISION

13  
14 UNITED STATES OF AMERICA, ) No. CR 10-00433-PVT  
15 Plaintiff, )  
16 v. )  
17 JARED WILLIAMS, )  
18 Defendant. )  
19 \_\_\_\_\_)

STIPULATION AND ~~PROPOSED~~  
ORDER EXCLUDING TIME FROM  
DECEMBER 2, 2010 TO DECEMBER  
16, 2010 FROM THE SPEEDY TRIAL  
ACT CALCULATION (18 U.S.C. §  
3161(h)(7)(A))

20 Currently, the parties are scheduled to appear before this Court on December 2, 2010.  
21 The parties agree and stipulate that the court appearance currently scheduled for December 2  
22 should be continued to December 16, 2010. This continuance is necessary to allow for  
23 additional time for the defense counsel to effectively prepare and advise his client. The  
24 government and defense request an exclusion of time under the Speedy Trial Act based upon the  
25 above-stated reasons. Furthermore, with advice from the Court, the parties request that this  
26 matter be set at 1:30PM on December 16, 2010.

27 The parties stipulate that the time between December 2, 2010 and December 16, 2010 is  
28 excluded under the Speedy Trial Act, 18 U.S.C. §3161, and agree that the failure to grant the

1 requested continuance would unreasonably deny defense counsel reasonable time necessary for  
2 effective preparation, taking into account the exercise of due diligence. Finally, the parties agree  
3 that the ends of justice served by granting the requested continuance outweigh the best interest of  
4 the public, and the defendant in a speedy trial and in the prompt disposition of criminal cases. 18  
5 U.S.C. §3161(h)(7)(A).

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7 DATED: November 30, 2010

MELINDA HAAG  
United States Attorney

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/s/  
JEFFREY B. SCHENK  
Assistant United States Attorney

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/s/  
NICHOLAS HUMY  
Attorney for Defendant

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## **ORDER**

Based upon the stipulation of the parties, and for good cause shown, the Court HEREBY ORDERS that the time between December 2, 2010 and December 16, 2010 is excluded under the Speedy Trial Act, 18 U.S.C. §3161. The court finds that the failure to grant the requested continuance would unreasonably deny defense counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence. Furthermore, the Court finds that the ends of justice served by granting the requested continuance outweigh the best interest of the public and the defendant in a speedy trial and in the prompt disposition of criminal cases. The court therefore concludes that this exclusion of time should be made under 18 U.S.C. §3161(h)(7)(A).

IT IS SO ORDERED.

DATED: Nov. 30, 2012

Beijing 11/2008

PATRICIA V. TRUMBULL  
UNITED STATES MAGISTRATE JUDGE